

**United States District Court**  
**NORTHERN DISTRICT OF CALIFORNIA**

Kevin Walker

**SUMMONS IN A CIVIL CASE**

CASE NUMBER:

**E-filing**

**C07-06205**

v.

City of Hayward, Art Thoms, Scott Lurger,  
Zachary Hoyer, American Discount Security,  
Daud Wardak aka David Wardak

**ADR**

**TEH**

TO: (Name and address of defendant)

City of Hayward, 777 B St., Hayward, CA 94541  
Officer Art Thoms, Hayward Police Dept., 300 West Winton Ave., Hayward, CA 94544  
Officer Scott Lurger, " " "  
Officer Zachary Hoyer, " " "  
American Discount Security, 33231 Transit Ave., Union City, CA 94587  
David Wardak, 350 Franciscan Ct., # 11, Fremont, CA 94539

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Jivaka Candappa, Attorney at Law  
46 Shattuck Square, #15  
Berkeley, CA 94704

an answer to the complaint which is herewith served upon you, within **20** days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking  
CLERK

**DEC - 7 2007**  
DATE \_\_\_\_\_

**JESSIE M. SNEY**

(BY) DEPUTY CLERK

## RETURN OF SERVICE

DATE

Service of the Summons and Complaint was made by me <sup>1</sup>

12/14/07

Name of SERVER

ROMAN EDWARDS

TITLE

REGISTERED PROCESS SERVER  
ALAMEDA CO. # 762

Check one box below to indicate appropriate method of service



Served Personally upon the Defendant. Place where served:



Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:



Returned unexecuted:

Other (specify): SERVED TO CONNIE MACIAS, DEPUTY CITY CLERK  
ON BEHALF OF CITY OF HAYWARD  
777 B St, Hayward, CA

## STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

\$ 25<sup>00</sup>

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

1/7/08

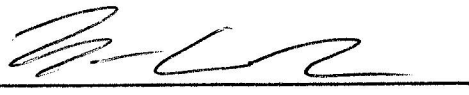
Date

Signature of Server


2208 LAKESHORE AVE., OAKLAND

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure


| <b>RETURN OF SERVICE</b>  |  |   |
|---|--|---|
| Service of the Summons and Complaint was made by me <sup>1</sup>  |  | DATE<br><b>12/14/07</b>   |
| Name of SERVER<br><b>ROMAN EDWARDS</b>  |  | TITLE<br><b>REGISTERED PROCESS SERVER<br/>ALAMEDA CO. # 762</b> |
| <i>Check one box below to indicate appropriate method of service</i>  |  |   |
| <input type="checkbox"/> Served Personally upon the Defendant. Place where served:  |  |   |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: |  |   |
| <input type="checkbox"/> Returned unexecuted:   |  |   |
| <input checked="" type="checkbox"/> Other (specify): <b>SERVED ON CONNIE MACIAS, DEPUTY CITY CLERK<br/>ON BEHALF OF HAYWARD POLICE OFFICER ART THOMS<br/>CITY OF HAYWARD<br/>777 B ST., HAYWARD, CA</b>                                     |  |   |
| <b>STATEMENT OF SERVICE FEES</b>  |  |   |
| TRAVEL  | SERVICES   | TOTAL   |
|   |  | <b>\$ 25<sup>00</sup></b>                                       |
| <b>DECLARATION OF SERVER</b>  |  |   |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>                               |  |   |
| Executed on <u>1/7/08</u><br><small>Date</small>  | <div style="text-align: center;"> <br/> <small>Signature of Server</small> </div> <div style="text-align: center; margin-top: 10px;"> <u>2208 LAKESHORE AVE., OAKLAND</u><br/> <small>Address of Server</small> </div> |   |
| (1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure  |  |   |

AO 440 (Rev. 8/01) Summons in a Civil Action

| <b>RETURN OF SERVICE</b>  |  |  |
|---|--|--|
| Service of the Summons and Complaint was made by me <sup>1</sup>  |  | DATE<br><b>12/14/07</b>  |
| Name of SERVER<br><b>ROMAN EDWARDS</b>  |  | TITLE<br><b>REGISTERED PROCESS SERVER<br/>ALAMEDA CO. #762</b> |
| <i>Check one box below to indicate appropriate method of service</i>  |  |  |
| <input type="checkbox"/> Served Personally upon the Defendant. Place where served:  |  |  |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: |  |  |
| <input type="checkbox"/> Returned unexecuted:   |  |  |
| <input checked="" type="checkbox"/> Other (specify): <b>SERVED ON CONNIE MACIAS, DEPUTY CITY CLERK<br/>ON BEHALF OF HAYWARD POLICE OFFICER SCOTT LUNGER<br/>CITY OF HAYWARD<br/>777 B ST., HAYWARD, CA</b>                                  |  |  |
| <b>STATEMENT OF SERVICE FEES</b>  |  |  |
| TRAVEL  | SERVICES   | TOTAL  |
|   |  | <b>\$ 25<sup>00</sup></b>                                      |
| <b>DECLARATION OF SERVER</b>  |  |  |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>                               |  |  |
| Executed on <u>1/7/08</u><br>Date   | <div style="text-align: center;"> <br/> Signature of Server </div> <div style="text-align: center; margin-top: 10px;"> <u>2208 LAKESHORE AVE., OAKLAND</u><br/> Address of Server </div> |  |
| <p>(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure</p>   |  |  |



AO 440 (Rev. 8/01) Summons in a Civil Action

| <b>RETURN OF SERVICE</b>  |   |   |
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| Service of the Summons and Complaint was made by me <sup>1</sup>  |   | DATE<br><b>12/14/07</b>   |
| Name of SERVER<br><b>ROMAN EDWARDS</b>  |   | TITLE<br><b>REGISTERED PROCESS SERVER<br/>ALAMEDA CO. # 762</b> |
| <i>Check one box below to indicate appropriate method of service</i>  |   |   |
| <input type="checkbox"/> Served Personally upon the Defendant. Place where served:  |   |   |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: |   |   |
| <input type="checkbox"/> Returned unexecuted:   |   |   |
| <input checked="" type="checkbox"/> Other (specify): <b>SERVED ON CONNIE MACIAS, DEPUTY CITY CLERK<br/>ON BEHALF OF HAYWARD POLICE OFFICER ZACHARY HOYER<br/>CITY OF HAYWARD<br/>777 B ST., HAYWARD, CA</b>                                 |   |   |
| <b>STATEMENT OF SERVICE FEES</b>  |   |   |
| TRAVEL  | SERVICES  | TOTAL   |
|   |   | <b>\$ 25<sup>00</sup></b>                                       |
| <b>DECLARATION OF SERVER</b>  |   |   |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.                                      |   |   |
| Executed on <u>1/7/08</u><br><small>Date</small>  | <br><small>Signature of Server</small><br><br><u>2208 LAKESHORE AVE., OAKLAND</u><br><small>Address of Server</small> |   |
| (1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure  |   |   |